



COPY OF PAPERS 5 23-3736 ORIGINALLY FILED 5-23-3736

A PROFESSIONAL ASSOCIATION

PATENT, TRADEMARK. COPYRIGHT, AND RELATED INTELLECTUAL PROPERTY LAW

THE KINNEY & LANGE BUILDING 312 SOUTH THIRD STREET MINNEAPOLIS, MINNESOTA 55415-1002

INFO@KINNEY.COM FACSIMILE (612) 339-6580 TELEPHONE (612) 339-1863

> .. David R. Fairbairn < (612) 337-9357 drfairbairm@kinney.com

April 22, 2002

**Assistant Commissioner for Patents** Washington, D.C. 20231

Re:

U.S. Patent Application of Nicholas P. Van Brunt

Appln. No.

: 10/083,966

Filed

: February 25, 2002

Title

: METHOD AND APPARATUS FOR INDUCING

SPUTUM SAMPLES FOR DIAGNOSTIC

**EVALUATION** 

Our File No. : A792.12-0015

Dear Sir:

Enclosed for filing are the following papers in connection with the above-identified patent application:

> 1. Power of Attorney; and

2. Submission Under 37 C.F.R. 3.73(b) with photocopy of Assignments

attached.

Respectfully submitted,

KINNEY & LANGE, P.A.

David R. Fairbairn

DRF:ks Enc.

Group Art Unit: 3736

Examiner:

٠,



## THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor

: Nicholas P. Van Brunt

Appln. No.

: 10/083,966

Filed

: February 25, 2002

Title

: METHOD AND APPARATUS FOR

INDUCING SPUTUM SAMPLES FOR

DIAGNOSTIC EVALUATION

Docket No.

: A792.12-0015

## **SUBMISSION UNDER 37 C.F.R. 3.73(b)**

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

A.

<u>Advanced Respiratory, Inc.</u>, a Minnesota corporation, is an owner of the patent application identified above by virtue of either:

An assignment from the inventor(s) of the patent application identified above.

OR

- B. [X] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:
  - From: Nicholas P. Van Brunt and Donald J. Gagne To: American Biosystem, Inc.
     The document was recorded in the Patent and Trademark Office at Reel 010,218, Frame 0642, or a copy of which is attached.
  - From: American Biosystem, Inc. To: Advanced Respiratory, Inc.
     The document was recorded in the Patent and Trademark Office at Reel\_\_\_\_\_\_, or a copy of which is attached.

From:	recorded in the Patent and T	rademark Office
Reel	Frame	, or a copy

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature:

Stephen E. Smith

Title: Vice President, General Counsel

Date: 4